

Minutes of the Alvey Wash Distribution System Water User's Meeting

The annual meeting for the Alvey Wash Distribution System was called to order by Judge Don V. Tibbs at 1:15 P.M. on April 11, 1974, in Escalante, Utah. Judge Tibbs asked for the introduction of those present, and then proceeded with the meeting by reading and explaining the financial statement. A comparison was made between the financial statements of the 1972 and 1973 irrigation seasons. It was noted that to and including December 31, 1973, the only expenditure made was for the commissioners bond and insurance premium. A voucher came in from Mr. Melvin Alvey during February 1974, and payment has been made in the amount of \$136.20.

The budget and assessment was discussed with comments that the system had been operated with very little expense during the 1973 year. A request was made for the commissioners report and since Mr. Alvey was not present, Gerald W. Stoker, Area Engineer, explained how the report was compiled and then read and clarified the report. It was noted that Thurman Spencer's water meter failed during the year and his water diversion is estimated only. The other water user's diversions are based on the information contained in the commissioners records except for the month of June. There was sufficient water in the stream that measurements were not taken and were later computed on the basis of 110% or a factor of 1.1 using the July delivery. Mr. Spencer explained that his meter has now been repaired. Mr. Wilson asked questions concerning the validity of the Vay Barney right and how this right had been established. It was explained to those at the meeting that this information had been compiled from a certificate of appropriation and confirmed as a "had been irrigated" area through the adjudication survey completed in 1968 and 1969. A discussion followed on this issue and on the duty of water and again it was explained that any controversies would have to be settled in a court of law.

Mr. Leo Wilson complained that he had not received the amount of water that he had been charged with for the 1973 irrigation year and indicated that there must be an error in the record. He was advised that if he put a water meter in his sprinkler line and measured the water actually flowing through the system that he would have a much better measurement of the water put on his land. It is possible that there are discrepancies in the record and these will be worked out in future reports.

The work of the commissioner was discussed and it was agreed by those present that they would support Melvin Alvey for another year if he would accept the position and if the court would appoint him.

Following this discussion, Thurman Spencer made a motion that we budget and assess the system on the same basis as last year. The motion was seconded by Leo Wilson and was passed unanimously. Judge Tibbs instructed the Division of Water Rights to contact Mr. Alvey to see if he would assume the position as water commissioner for the coming irrigation season, and report back to the court. A motion was made by Thurman Spencer that if Mr. Alvey does not wish to work as commissioner the State Engineer is further authorized to seek out someone who is willing and qualified to serve as the commissioner and present him to the court for approval. The motion was seconded by Mrs. Mary Steed and was passed unanimously. Mr. McKay Bailey recommended the name of Earl Brooks as a possible commissioner if Mr. Alvey does not reply affirmatively.

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Judge Tibbs then asked the group if there was any further business to be conducted at the meeting and receiving no response he explained that he would be willing to return next year if it was the general consensus of the water users that he do so. The Alvey Wash Water Users agreed that it was adviseable and valuable for the Judge to return for the water users meeting next year. Since there was no other business to be conducted the meeting was adjourned.

The following is a list of those present at the meeting:

Judge Don V. Tibbs	Sixth Judicial District Court
Gerald W. Stoker	Area Engineer, Division of Water Rights
Mary B. Steed	Alvey Wash Water User
Sheldon Steed	Alvey Wash Water User
Stephen Steed	Alvey Wash Water User
Scott Steed	Alvey Wash Water User
McKay Bailey	Alvey Wash Water User
Thurman Spencer	Alvey Wash Water User
Leo Wilson	Alvey Wash Water User
Claron Barney, representing Vay Barney	Alvey Wash Water User